

**UNITED STATES DISTRICT COURT FOR THE EASTERN
DISTRICT OF PENNSYLVANIA**

<p>PAUL and ALLISON SVINDLAND, AS PARENTS OF IAN SVINDLAND, Plaintiffs</p> <p style="text-align: center;">vs.</p> <p>THE NEMOURS FOUNDATION, and WILLIAM I. NORWOOD, M.D., PH.D., Defendants</p>	<p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p>	<p>CIVIL ACTION NO.</p> <p>05 CV 00417</p>
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DEFENDANTS' NOTICE OF APPEAL OF FINAL JUDGMENT

TO THE CLERK OF THE DISTRICT COURT:

NOTICE is hereby given that Defendants appeal to the United States Court of Appeals for the Third Circuit from the following:

1. Final Judgment of the District Court entered on June 19, 2009 in favor of Plaintiffs;
2. District Court's denial of Defendants' Motion for Directed Verdict (Judgment as a Matter of Law) during trial; and
3. District Court's Order dated July 27, 2009 denying Defendants' Motion for Judgment as a Matter of Law or, Alternatively, for a New Trial.

Respectfully submitted,

McCANN & GESCHKE, P.C.

BY: slp 3849

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Dated: August 20, 2009

CERTIFICATE OF SERVICE

I, Sara Lynn Petrosky, attorney for Defendants, certify that the original of the attached Notice of Appeal was filed electronically with the Court and is available for viewing and downloading from the ECF system on August 20, 2009.

McCann & Geschke, P.C.

SLP3849

By: _____
Sara Lynn Petrosky